Appl. No.: 10/776,847

Page 13 of 16

Filed: February 11, 2004

Atty. Docket No. 22270-RA1

**REMARKS/ARGUMENTS** 

**Claim Objections** 

Examiner has objected to claims 6-9, stating that claims 6 and 8 are the same and that

claims 7 and 9 are the same.

Applicant's Response

Applicant respectfully points out that claim 6 claims translucent material, while claim

8 claims transparent material. Translucent material permits the passage of light, but without

a clear image being visible therethrough. Transparent material permits the passage of light

with minimal scattering, thereby permitting clear images of objects to be seen therethrough.

Applicant has appended pages from the New Lexicon Webster's Dictionary of the English

Language setting forth the differences between translucent and transparent.

Applicant respectfully points out that claim 7 claims translucent material, while claim

9 claims transparent material. Translucent material permits the passage of light, but without

a clear image being visible therethrough. Transparent material permits the passage of light

with minimal scattering, thereby permitting clear images of objects to be seen therethrough.

Applicant has appended pages from the New Lexicon Webster's Dictionary of the English

Language setting forth the differences between translucent and transparent.

35 U.S.C. §112 Rejections

Examiner has rejected claims 18 and 32 under 35 U.S.C. §112 as being indefinite for

failing to particularly point out and distinctly claim the subject matter which applicant

regards as the invention.

Applicant's Response

Applicant has amended claim 18 replacing 'desire' with 'tendency' to more

particularly point out and distinctly claim the invention. Applicant has amended claim 32 to

provide the antecedent basis for the peripheral edges.

Appl. No.: 10/776,847 Filed: February 11, 2004 Atty. Docket No. 22270-RA1

Page 14 of 16

35 U.S.C. §102(b) Rejections

The Examiner has rejected claims 1-5, 10, 11, 13-15, 17, and 19-29 as anticipated by

Manning (U.S. Pat. No. 3,854,673).

Applicant's Response

Applicant has amended the specification paragraph beginning at page 12, line 13 to

clarify the positioning of the spool holder and the bobbin holder, and consequently the spool

and bobbin held therein, as non-coaxial. This is readily apparent in Figures 1-8. Claims 1,

26 and 30 have been amended to claim non-coaxial positioning of the spool holder/spool and

bobbin holder/bobbin.

Additionally, Applicant respectfully submits that Examiner has misconstrued claim

10, stating that the bobbin holder of Manning '673 comprises a 'U'-shape. In claim 10 of

Applicant's invention, it is the spool receiving member that comprises a 'U'-shape, as

claimed. Nothing in Manning '673 discloses a 'U'-shaped spool receiving member.

Furthermore, nothing in Manning '673 discloses Applicant's "at least one generally coil-

shaped member".

35 U.S.C. §103(a) Rejections

The Examiner has rejected claims 6-9 as unpatentable over Manning '673 in view of

Spencer (U.S. Pat. No. 4,998,685).

The Examiner has rejected claims 12 and 16 as unpatentable over Manning '673 in

view of Staufert (U.S. Pat. No. 2,914,271).

The Examiner has rejected claim 18 as unpatentable over Manning '673 in view of

Dougherty U.S. Pat. No. 897,822).

The Examiner has rejected claims 30-33 as unpatentable over Manning '673 in view

of Fridolph U.S. Pat. No. 3,284,025).

Appl. No.: 10/776,847 Filed: February 11, 2004 Atty. Docket No. 22270-RA1

Page 15 of 16

## Applicant's Response

Applicant has amended claims 1 and 30 to claim the non-coaxial positioning of the spool holder and the bobbin holder, distinguishing over the prior art, and Applicant respectfully asserts that all Examiner's rejection of claims depending therefrom is now moot.

## **New Claims**

Applicant has amended the specification paragraph beginning at page 8, line 19 to point out that the rear, or bottom, portion of the 'U'-shaped bobbin holder is carried proximate the spool retention section, as is disclosed in Figures 1-8 and in the paragraph beginning at page 8, line 19. Applicant has added new claims 34 and 35 to claim the carriage of the rear, or bottom, portion of the 'U'-shaped bobbin holder proximate the spool retention section.

## **CONCLUSION**

No new matter has been added. In view of Applicant's amendment to claims 1, 26 and 30, Examiner's rejection of all claims depending therefrom is now moot.

In light of the above amendments to claims 1, 26 and 30, Applicant respectfully believes that amended claims 1, 26 and 30, and all claims depending therefrom, along with new claims 34 and 35, are now in condition for allowance. If Examiner disagrees with Applicant's position and would like to receive further clarifying explanations of the significance of Applicant's invention, it is respectfully requested that Applicant be granted a telephone interview with Examiner.

Otherwise, should the Examiner have any questions regarding this submission, he is invited to contact the undersigned counsel at the telephone number below.

{Signature follows on next page}

Appl. No.: 10/776,847

Filed: February 11, 2004

Atty. Docket No. 22270-RA1

Page 16 of 16

Respectfully submitted, this Hay of May, 2005

Thomas R. Williamson III, Esq.

Reg. No. 47,180

Email: twilliamson@mkiplaw.com

MYERS & KAPLAN, INTELLECTUAL PROPERTY LAW, L.L.C. 1899 Powers Ferry Road Suite 310 Atlanta, GA 30339

Phone: (770) 541-7444 Fax: (770) 541-7448